

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 25-CR-20035

UNITED STATES OF AMERICA

v.

LUCAS SEDENO RODRIGUEZ et al.,

Defendant.

**GOVERNMENT'S RESPONSE TO
THE STANDING DISCOVERY ORDERS**

The United States hereby files this response to the Standing Discovery Orders for all defendants in the above-captioned case. This response also complies with Local Rule 88.10 and Federal Rule of Criminal Procedure 16. In addition, pursuant to Federal Rule of Criminal Procedure 16.1, on February 14, 2025, the undersigned conferred via email with defense counsel of record for each defendant about the timing and procedures for producing discovery.

- A.
1. Copies of audio\video recordings which contain recordings of conversations had by the defendants have been provided.¹
 2. Copies of any relevant oral statements made by the defendants before or after arrest in response to interrogation by any person then known to the defendant to be a government agent that the government intends to use at trial have been provided.
 3. No defendant testified before the Grand Jury.
 4. The defendant's prior criminal records, as documented by the National Crime Information Center, have been provided.

¹ The government has informed counsel for all defendants that it is in possession of body-worn camera footage from the Coral Gables Police Department. The government has offered to provide the footage via USB as the footage is extensive. The undersigned is awaiting the USBs from counsel to upload and share such footage.

5. Books, papers, documents, data, photographs, tangible objects, buildings or places, within the government's possession, custody or control, which are material to the preparation of the defendants' defense, or which the government intends to use as evidence at trial to prove its case in chief, or which were obtained from or belong to the defendants, may be inspected at a mutually convenient time at: the Office of the United States Attorney, 99 Northeast 4th Street, Miami, Florida. Please call the undersigned to set up a date and time that is convenient to both parties. Please call the undersigned with 48 hours' notice if you intend to review the evidence at this date and time.

The attachments to this discovery response are not necessarily copies of all the books, papers, documents, data, etc., that the government may intend to introduce at trial.

6. There were no physical or mental examinations or scientific tests or experiments made in connection with this case.

- B. DEMAND FOR RECIPROCAL DISCOVERY: Pursuant to the Standing Discovery Orders, the United States requests the disclosure and production of materials listed in Section (b) of Local Rule 88.10. This request is also made pursuant to Rule 16(b) of the Federal Rules of Criminal Procedure.
- C. The government will disclose any information or material which may be favorable on the issues of guilt or punishment within the scope of Brady v. Maryland, 373 U.S. 83 (1963), and United States v. Agurs, 427 U.S. 97 (1976).
- D. The government will disclose any payments, promises of immunity, leniency, preferential treatment, or other inducements made to prospective government witnesses, within the scope of Giglio v. United States, 405 U.S. 150 (1972), or Napue v. Illinois, 360 U.S. 264 (1959).
- E. The government will disclose any prior convictions of any alleged co-conspirator, accomplice or informant who will testify for the government at trial.
- F. The defendants were identified in a lineup, show up, photo array or similar identification proceedings. Interviews and reports reflecting such identifications have been shared.
- G. The government has advised its agents and officers involved in this case to preserve all rough notes.

- H. The government will timely advise the defendant of its intent, if any, to introduce at trial extrinsic act evidence pursuant to F.R.E. 404(b). Pursuant to Local Rule 88.10, the notice will be provided regardless of whether the evidence may be used in the case-in-chief, for impeachment or possible rebuttal, and will include the general nature of the evidence.

You are hereby on notice that all evidence made available to you for inspection, as well as all statements disclosed herein or in any future discovery letter, may be offered in the trial of this cause, under F.R.E. 404(b) or otherwise (including the inextricably-intertwined doctrine).

In addition, the government may introduce under Rule 404(b) evidence underlying the defendant's past criminal activity that has resulted in arrests and/or convictions and which is summarized in the attached court documents.

- I. The defendant is not an aggrieved person, as defined in Title 18, United States Code, Section 2510(11), of any relevant electronic surveillance that was authorized pursuant to 18 U.S.C. §2516 and 18 U.S.C §2518 and that has been unsealed in accordance with 18 U.S.C §2518.
- J. The government will order transcribed the Grand Jury testimony of all witnesses who will testify for the government at the trial of this cause.
- K. No contraband (narcotics) is involved in this indictment.
- L. The government does not know of any automobile, vessel, or aircraft allegedly used in the commission of this offense that is in the government's possession.
- M. The government is not aware of any latent fingerprints or palm prints which have been identified by a government expert as those of the defendant.
- N. The government will make every possible effort in good faith to stipulate to all facts or points of law the truth and existence of which is not contested and the early resolution of which will expedite trial. These stipulations will be discussed at the discovery conference.

The government is aware of its continuing duty to disclose such newly discovered additional information required by the Standing Discovery Order, Rule 16(c) of the Federal Rules of Criminal Procedure, Brady, Giglio, Napue, and the obligation to assure a fair trial.

On February 14 and 18, 2025, the United States produced, via USAfx, discovery with an index listing produced records marked with Bates ranges USAO_000001 through and including USAO_000462 for Lucas SEDENO RODRIGUEZ, Bates ranges USAO_000001 through and including USAO_000460 for Jose Luis VILLARES, and Bates ranges USAO_000001 through and including USAO_000451 for Keiner CICALIA RODRIGUEZ, along with video and audio recordings in native format which is the same for all defendants. Please contact the undersigned Assistant United States Attorney if any pages are missing.

Respectfully submitted,

HAYDEN P. O'BYRNE
UNITED STATES ATTORNEY

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on February 18, 2025, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF which will send notification to counsel of record.

/s/ Andres E. Chinchilla

Andres E. Chinchilla
Assistant United States Attorney